

GNVPN.030AUSA
Customer No. 00270

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 09/665,852 Confirmation No.: 6419
Patent No. : 6,953,690
Applicant : Gao and Wilson
Filed : September 20, 2000
Art Unit : 1636
Examiner : Marvich, Maria
Customer No. : 00270
Title : COMPOSITIONS AND METHODS FOR HELPER-FREE
PRODUCTION OF RECOMBINANT ADENO-ASSOCIATED
VIRUSES

Attention: Certificate of Corrections Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CERTIFICATE OF CORRECTION
PURSUANT TO 35 USC § 254

Sir:

The following error was found in the above-identified patent.

- (1) Front Page, left column, "(*) Notice", replace "98 days" with -- 71 days --.

It is requested that a Certificate of Correction be issued to correct the above-identified error in accordance with the enclosed Form PTO/SB/44. Because these errors were made by the USPTO, no fee is believed due.

The facts relating to this follow. A copy of the Patent Term Adjustment History from PAIR is attached hereto for reference.

(a) The USPTO calculation of Examiner delay of 6 days (ending November 26, 2001) is believed to be correct.

(b) The USPTO calculation of Applicants delay of 27 days (ending March 25, 2002) is believed to be in error. Applicants delay of 28 days appears to be proper given Applicants filed their Response on March 26, 2002 as opposed to March 25, 2002.

(c) The USPTO calculation of Applicants delay of 107 days (ending July 10, 2002) is believed to be in error. Applicants delay of 132 days appears to be proper given the application was effectively abandoned on March 27, 2002, and a Petition to Revive was not granted until August 5, 2002.

(d) The USPTO calculation of Examiner delay of 303 days (ending September 9, 2003) is believed to be in error. Examiner delay of 302 days appears to be proper given Applicants filed a replacement Letter on July 10, 2002, supplementing the Petition to Revive filed July 9, 2002.

(e) The USPTO calculation of Applicants delay of 91 days (ending March 9, 2004) is believed to be correct.

(f) The USPTO calculation of Examiner delay of 14 days (ending October 11, 2005) is believed to be correct.

(g) Net Examiner delay is believed to be 71 days:


| | |
|--|-------------------|
| Examiner delay (6 + 302 + 14) | 322 days |
| <u>Applicant delay (28 + 132 + 91)</u> | <u>- 251 days</u> |
| | 71 days. |

The error requested to be corrected, incurred through the fault of the Patent and Trademark Office, is clearly disclosed by the records of the Office. Accordingly, the Director may issue a certificate of correction stating the fact and nature of such mistake, under seal, without charge, to be recorded in the records of patents. [35 USC §254] Further, MPEP 2733 provides that Applicants may correct an Office error, granting patent term adjustment longer than expected, by requesting a certificate of correction.

The Director is hereby authorized to charge any deficiency or credit any overpayment in any fee due with this paper to our deposit account number 08-3040.

Respectfully submitted,

HOWSON AND HOWSON
Attorneys for Applicants

By 
Cathy A. Kodroff
Registration No. 33,980
Suite 210
501 Office Center Drive
Fort Washington, PA 19034
(215) 540-9200

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Page 1 of 1

PATENT NO. : 6,953,690
APPLICATION NO.: 09/665,852
ISSUE DATE : October 11, 2005
INVENTOR(S) : Guangping Gao and James M. Wilson

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

- (1) Front Page, left column, "(*) Notice", replace "98 days" with -- 71 days --.

MAILING ADDRESS OF SENDER (Please do not use customer number below):

Howson & Howson LLP
501 Office Center Drive, Suite 210
Fort Washington, PA 19034

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.